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DELPHI

US EPA RECORDS CENTER REGION 5



431073

February 23, 2012

Deena Sheppard, Enforcement Specialist
U.S. Environmental Protection Agency – Region 5
Superfund Division SE-5J
77 West Jackson Boulevard
Chicago, IL 60604-3590

Subject: Gary Development Landfill Site 104(e) Information Request

Dear Ms. Sheppard:

I am writing on behalf of Delphi Automotive LLP (new Delphi) in response to the CERCLA Section 104(e) information request which we received on December 23, 2011 for the above-referenced site. We received an extension until February 23, 2012 to respond to that request.

Delphi Automotive LLP is not a potentially responsible party in relation to the Gary Development Landfill Site. Delphi Automotive LLP did not exist at any time during the Gary Development site's period of operation, and in fact was not formed until 2009, approximately 20 years after the Gary Development Site's closure. Delphi Automotive LLP was created in conjunction with a sale of assets out of the former Delphi Corporation's bankruptcy. Consequently, Delphi Automotive LLP does not have any connection to or responsibility for the Gary Development Site.

A copy of Delphi Automotive LLP's response to the 104(e) information request is enclosed. If you should have any questions, please do not hesitate to contact me.

Sincerely,

Mark A. Hester

Environment & Energy Section
(248) 813-1472 (Direct)
(248) 813-2058 (Fax)
mark.a.hester@delphi.com

Delphi Legal Staff
Troy Offices and Customer Center
5725 Delphi Drive, M/C 483-400-575, Troy, Michigan 48098-2815 USA

1. The only document in the possession of Delphi Automotive LLP ("Delphi") that is responsive to this question is the October 14, 1996 Gary Development Company, Inc. Landfill summary report prepared by the Indiana Department of Environmental Management (the "IDEM Report") which was provided to Delphi by U.S. EPA. Page 18 of the IDEM Report alleges that the Delco Electronics facility in Kokomo, Indiana disposed of a methanol and water mixture at an incinerator in Northern Indiana. There is no suggestion that waste was sent to the Gary Development Landfill Site (the "Site"), and Delphi has not identified any other information indicating that material was sent to the Site. Relevant pages from the IDEM Report are enclosed.

2. a) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

b) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

c) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

d) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

e) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

f) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

g) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

h) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

i) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

j) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

k) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

l) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

m) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

n) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

o) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

p) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

q) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

r) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

s) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

t) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

u) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

v) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

w) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

x) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

y) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

z) Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

3. Jeff Blankenberger. Jeff is a former employee of Old Delphi (currently known as DPH Holdings Corp.) who is now an employee GM Components Holdings LLC ("GMCH") which is the entity that currently owns the former Delco Electronics facility in Kokomo, Indiana. Mr. Blankenberger's phone number is 765-451-6738 and he is located at the GMCH Kokomo facility.

Dale Beal. Dale is a former employee of Old Delphi (currently known as DPH Holdings Corp.) who is now an employee of GMCH which is the entity that currently owns the former Delco Electronics facility in Kokomo, Indiana. Mr. Beal's phone number is 765-451-6737 and he is located at the GMCH Kokomo facility.

4. Not applicable. Delphi has not identified any information indicating that it sent materials to the Site and Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.

5. To the knowledge of Delphi, the U.S. EPA ID Number for the Delco Electronics facilities in Kokomo were: IND 006 068 050, IND 000 806 844, and IND 000 806 851.

6. Delphi believes that DPH Holding Corp. (i.e., Old Delphi) has some waste manifests for hazardous wastes generated at the Delco Electronics facilities in Kokomo and that DPH will be providing that information to U.S. EPA. On information and belief, copies of waste manifests may have remained at the Plant Bypass facility when that facility was sold to GMCH in October 2009.
7. Delphi does not have any information responsive to this request.
8. To the knowledge of Delphi, the U.S. EPA ID Number for the Delco Electronics facilities in Kokomo were: IND 006 068 050, IND 000 806 844, and IND 000 806 851.
9. To the knowledge of Delphi, the U.S. EPA ID Number for the Delco Electronics facilities in Kokomo were: IND 006 068 050, IND 000 806 844, and IND 000 806 851.
10. Delphi has not identified any information responsive to this request. Delphi did not exist as a corporate entity until 2009, approximately 20 years after operations at the Site ceased.
11. Delco Electronics had two facilities in Kokomo, Indiana: Plant 1 and Plant Bypass.

Delco Electronics - Plant 1 had been demolished. The address of that facility was:

700 E. Firmin Street
Kokomo, IN 46902

Delco Electronics – Plant Bypass is currently owned by General Motors Components Holdings, LLC (“GMCH”). The address of that facility is:

General Motors Components Holdings
2100 E. Lincoln Road
Kokomo, IN 46902

12. Delphi did not exist as a corporate entity until 2009 and does not have a schematic diagram or flow chart describing the Delco Electronics operations in Kokomo.
13. Delphi did not exist as a corporate entity until 2009. Delphi does have a Technology Center and Lab Building located at the corner of Lincoln and Goyer Roads in Kokomo. The Technology Center primarily houses offices for engineering and administrative support. The Lab Building primarily houses offices, a validation and power electronics lab, dynamometers, an anechoic chamber and a shaker room.

14. Delphi did not exist as a corporate entity until 2009 and does not have information regarding the raw materials used at the Delco Electronics operations in Kokomo.

15. Delphi has not identified any information responsive to this request. On information and belief, copies of MSDSs may have remained at the Plant Bypass facility when that facility was transferred by DPH to GMCH in October 2009.

16. Delphi has not identified any information responsive to this request. On information and belief, copies of release reports may have remained at the Plant Bypass facility when that facility was transferred by DPH to GMCH in October 2009.

17. Delphi has not identified any information responsive to this request. On information and belief, copies of federal filings for hazardous wastes may have remained at the Plant Bypass facility when that facility was transferred by DPH to GMCH in October 2009.

18. Delphi has not identified any information responsive to this request.

19. Delphi believes that DPH Holdings Corp. (i.e., Old Delphi) may have information responsive to this request, and that DPH will be providing that information to U.S. EPA. On information and belief, copies of Indiana State filings for hazardous wastes may have remained at the Plant Bypass facility when that facility was transferred by DPH to GMCH in October 2009.

20. Delphi believes that DPH Holdings Corp. (i.e., Old Delphi) may have information responsive to this request, and that DPH will be providing that information to U.S. EPA.

21. Delphi has not identified any information responsive to this request. On information and belief, copies of any TSCA, EPCRA, and Clean Water Act filings (if any) may have remained at the Plant Bypass facility when that facility was transferred by DPH to GMCH in October 2009.

22. Delphi has not identified any information responsive to this request.

23. Delphi believes that DPH Holding Corp. (i.e., Old Delphi) has waste characterization information for wastes generated at the Delco Electronics facilities in Kokomo and that DPH will be providing that information to U.S. EPA.

24. Delphi has not identified any information responsive to this request.

25. Delphi has not identified any information responsive to this request.

26. Delphi has not identified any information responsive to this request. Delphi does not have insurance relating to the Site.

27. Delphi does not have insurance relating to the Site. Moreover, Delphi did not exist as a corporate entity until 2009.

28. Delphi does not have insurance relating to the Site, not to the period of operation of the Site. Moreover, Delphi did not exist as a corporate entity until 2009.

29. Not applicable. Delphi does not have insurance relating to the Site, not to the period of operation of the Site. Moreover, Delphi did not exist as a corporate entity until 2009.

30. Not applicable. Delphi does not have insurance relating to the Site, not to the period of operation of the Site. Moreover, Delphi did not exist as a corporate entity until 2009.

31. Not applicable. Delphi does not have insurance relating to the Site, not to the period of operation of the Site. Moreover, Delphi did not exist as a corporate entity until 2009.

32. Not applicable. Delphi does not have insurance relating to the Site, not to the period of operation of the Site. Moreover, Delphi did not exist as a corporate entity until 2009.

33. Not applicable. Delphi does not have insurance relating to the Site, not to the period of operation of the Site. Moreover, Delphi did not exist as a corporate entity until 2009.

34. Not applicable. Delphi does not have insurance relating to the Site, not to the period of operation of the Site. Moreover, Delphi did not exist as a corporate entity until 2009.

35. Not applicable. Delphi does not have insurance relating to the Site, not to the period of operation of the Site. Moreover, Delphi did not exist as a corporate entity until 2009.

36. Delphi permanently retains waste manifests, summaries of waste characterization data, waste analyses, and waste generation reports.

I have reviewed the above response and certify that the information contained therein is true and accurate to the best of my knowledge and belief.



D. Scott Mitchell
Executive Director, Global Operations
Delphi Corporation



SIGNED IN MY PRESENCE:

Notary Public in the County of Oakland,
State of Michigan

this 23rd of February, 2012

BARBARA BURNSTEEL
NOTARY PUBLIC, STATE OF MI
COUNTY OF OAKLAND
MY COMMISSION EXPIRES Dec 15, 2016
ACTING IN COUNTY OF OAKLAND

GARY DEVELOPMENT COMPANY, INC. LANDFILL

479 North Cline Avenue

P.O. Box 6056

Gary, Indiana 46406

EPA I.D. No. IND 077 005 916

Solid Waste Construction Permit No. SW-133

Solid Waste Operating Permit No. 45-2

initiated by

Matthew T. Klein

Hazardous Waste Section

Office of Enforcement

Indiana Department of Environmental Management

October 14, 1996

Enforcement Sensitive

Attorney-Client Work Product

Not For Public View

March 9, 1977

A letter was issued to Mr. Hagen from Mr. Dove regarding the disposal of terminal treatment plant sludge from U.S. Steel. The letter granted interim approval for disposal of the terminal treatment plant sludge at the GDC Landfill until ISBH could complete an analysis of the chemical content of the waste. The letter noted that the waste should be mixed with the general refuse and covered daily.

March 11, 1977

A letter was issued to Messrs. Baker and Hunt from Mr. William C. Child, Northern Region Manager, Land Field Operations Section, Division of Land/Noise Pollution Control, Illinois Environmental Protection Agency, regarding the alleged disposal of various wastes at the GDC Landfill that had originated in Illinois.

The list attached to the letter noted various facilities that had generated and transported wastes to the GDC Landfill. The generators included:

1. Dreeblan Paint Company (paint washings)
2. Baron-Blakeslee Company (still bottoms)
3. Howell Company (nickel cleaner)
4. Hills McCanna Company (soluble oils)
5. Benjamin Moore & Company (wash thinners)
6. National Precision Circuits (CuNH₄ Persulfate)
7. Ansul Corporation (phenolic waste)
8. National Can Company (oil and water wastes)
9. Western Electric-Hawthorne Works (wire mill wastes)
10. Staley Chemical Company (industrial sludge)
11. H.P. Smith Paper Company (drum sludge)
12. Spot Nails (caustic sludge)
13. Union Special Corporation (soluble oils)
14. Allis-Chalmers (chrome sludge)
15. Delco Electronics (methanol and water)
16. Danly Machine Corporation (oil and waste water)

[Ansul Corporation is located in Marinette, Wisconsin and the disposal site was listed as "unknown." National Can Company is located in LaPorte, Indiana as the disposal site was listed as "various locations." The H.P. Smith Paper Company disposal site was listed as Midwest Solvent Recycling Corporation (MIDCO). Allis-Chalmers is located in LaPorte, Indiana. Delco Electronics is located in Kokomo, Indiana and the disposal site was listed as "incinerator in Northern Indiana."]

The transporters of waste to the GDC Landfill included:



For FedEx Express® Shipments Only

Contents should be compatible with the container and packed securely. For

Page 1 of 1

From: (248) 813-1472
Mark Hester
Delphi Legal Staff
5725 Delphi Drive
MC 483-400-575
Troy, MI 48098

Origin ID: MTCA



J12101112190225

SHIP TO: (312) 886-7048

BILL SENDER

Deena Sheppard
U.S. EPA - Region 5
77 W JACKSON BLVD
SUPERFUND DIVISION SE-5J
CHICAGO, IL 60604

Ship Date: 23FEB12
ActWgt: 1.0 LB
CAD: 101990890/INET3250

Delivery Address Bar Code

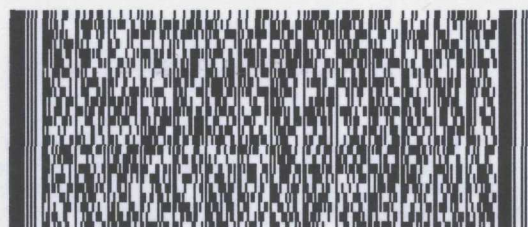


Ref #
Invoice #
PO #
Dept #

Delphi

FRI - 24 FEB A1
PRIORITY OVERNIGHT

TRK# 7980 9357 6313
0201



NT CHIA

60604
IL-US
ORD



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Insert
airbill
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Ext